Case 2:04-cv-02359-MCE-EFB Document 299 Filed C	2/22/12 Page 1 01A1-138, EJ-125
ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, state bar number, and address): Stephen M. Denning, Esq. The Law Offices of Stephen M. Denning, A P.C. 6073 N. Fresno St., Ste. 101 Fresno, CA 93710	FOR COURT USE ONLY
TELEPHONE NO: 559/438-5600 FAX NO.: 559/438-5706 ATTORNEY FOR (Name): Robert Barabino	
NAME OF COURT: U.S. District Court STREET ADDRESS: 501 Street, Suite 4-200 MAILING ADDRESS:	
CITY AND ZIP CODE: Sacramento, CA 95814-7300 BRANCH NAME: Sacramento Division	
PLAINTIFF: Robert Barabino	
DEFENDANT: Dan Gamel, Inc.	
APPLICATION AND ORDER FOR APPEARANCE AND EXAMINATION	CASE NUMBER:
X ENFORCEMENT OF JUDGMENT ATTACHMENT (Third Person) X Judgment Debtor Third Person	2:04-CV-02359-MCE-EFB
ORDER TO APPEAR FOR EXAMINATION	•
 TO (name): Dan Gamel, Inc. YOU ARE ORDERED TO APPEAR personally before this court, or before a referee appora. x furnish information to aid in enforcement of a money judgment against you. answer concerning property of the judgment debtor in your possession or control 	·
 b answer concerning property of the judgment debtor in your possession or control judgment debtor. c answer concerning property of the defendant in your possession or control or c	-
that is subject to attachment.	
Date: March 21, 2012 Time: 9:30 a.m. Dept. or Div.:	Rm.: Courtroom 24
Address of court X shown above is:	
	g specially appointed person (name):
Address of court x shown above is:	17. Birman
Address of court x shown above is: 3. This order may be served by a sheriff, marshal, registered process server, or the following Date: February 21, 2012	JUDGE OR REFEREE
Address of court x shown above is: 3. This order may be served by a sheriff, marshal, registered process server, or the following Date: February 21, 2012 This order must be served not less than 10 days before the date se	JUDGE OR REFEREE et for the examination. SE
Address of court x shown above is: 3. This order may be served by a sheriff, marshal, registered process server, or the following Date: February 21, 2012 This order must be served not less than 10 days before the date set IMPORTANT NOTICES ON REVER APPLICATION FOR ORDER TO APPEAR FOR EXAME	JUDGE OR REFEREE et for the examination. SE MINATION
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Address of court	JUDGE OR REFEREE At for the examination. SE MINATION attach order to appear and furnish information dgment debtor or the defendant or (2) who
Address of court	JUDGE OR REFEREE It for the examination. SE MINATION attach order to appear and furnish information Igment debtor or the defendant or (2) who ting this application under Code of Civil O miles of the place of examination. Inly) the court that issued the writ of ction 491.150 or 708.160 is attached.
Address of court	JUDGE OR REFEREE It for the examination. SE MINATION Attach order to appear and furnish information Igment debtor or the defendant or (2) who ting this application under Code of Civil O miles of the place of examination. Inly) the court that issued the writ of ction 491.150 or 708.160 is attached. Wing good cause for another examination
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3. This order may be served by a sheriff, marshal, registered process server, or the following Date: February 21, 2012 This order must be served not less than 10 days before the date set IMPORTANT NOTICES ON REVER APPLICATION FOR ORDER TO APPEAR FOR EXA 4. X Judgment creditor Assignee of record Plaintiff who has a right to a applies for an order requiring (name): Dan Gamel, Inc. to aid in enforcement of the money judgment or to answer concerning property or debt. 5. The person to be examined is a. X the judgment debtor. b. a third person (1) who has possession or control of property belonging to the judgment debtor or the defendant more than \$250. An affidavit support Procedure section 491.110 or 708.120 is attached. 6. The person to be examined resides or has a place of business in this county or within 157. This court is not the court in which the money judgment is entered or (attachment of attachment. An affidavit supporting an application under Code of Civil Procedure set 3. The judgment debtor has been examined within the past 120 days. An affidavit short is attached. I declare under penalty of perjury under the laws of the State of California that the foregoing	JUDGE OR REFEREE It for the examination. SE MINATION Attach order to appear and furnish information Igment debtor or the defendant or (2) who ting this application under Code of Civil O miles of the place of examination. Inly) the court that issued the writ of ction 491.150 or 708.160 is attached. Wing good cause for another examination

Form Adopted for Mandatory Use Judicial Council of California AT-138, EJ-125 [Rev. July 1, 2000]



APPEARANCE OF JUDGMENT DEBTOR (ENFORCEMENT OF JUDGMENT)

NOTICE TO JUDGMENT DEBTOR If you fail to appear at the time and place specified in this order, you may be subject to arrest and punishment for contempt of court, and the court may make an order requiring you to pay the reasonable attorney fees incurred by the judgment creditor in this proceeding.

APPEARANCE OF A THIRD PERSON (ENFORCEMENT OF JUDGMENT)

- (1) NOTICE TO PERSON SERVED If you fail to appear at the time and place specified in this order, you may be subject to arrest and punishment for contempt of court, and the court may make an order requiring you to pay the reasonable attorney fees incurred by the judgment creditor in this proceeding.
- (2) NOTICE TO JUDGMENT DEBTOR The person in whose favor the judgment was entered in this action claims that the person to be examined pursuant to this order has possession or control of property which is yours or owes you a debt. This property or debt is as follows (Describe the property or debt using typewritten capital letters):

If you claim that all or any portion of this property or debt is exempt from enforcement of the money judgment, you must file your exemption claim in writing with the court and have a copy personally served on the judgment creditor not later than three days before the date set for the examination. You must appear at the time and place set for the examination to establish your claim of exemption or your exemption may be waived.

APPEARANCE OF A THIRD PERSON (ATTACHMENT)

NOTICE TO PERSON SERVED If you fail to appear at the time and place specified in this order, you may be subject to arrest and punishment for contempt of court, and the court may make an order requiring you to pay the reasonable attorney fees incurred by the plaintiff in this proceeding.

APPEARANCE OF A CORPORATION, PARTNERSHIP, ASSOCIATION, TRUST, OR OTHER ORGANIZATION

It is your duty to designate one or more of the following to appear and be examined: officers, directors, managing agents, or other persons who are familiar with your property and debts.